



10/502552 / IB 03 / 01557

11.04.03



INVESTOR IN PEOPLE

PRIORITY DOCUMENT
SUBMITTED OR TRANSMITTED IN
COMPLIANCE WITH
RULE 17.1(a) OR (b)

REC'D 09 MAY 2003

WIPO PCT

The Patent Office
Concept House
Cardiff Road
Newport
South Wales
NP10 8QQ

REC'D 08 MAY 2003

WIPO PCT

I, the undersigned, being an officer duly authorised in accordance with Section 74(1) and (4) of the Deregulation & Contracting Out Act 1994, to sign and issue certificates on behalf of the Comptroller-General, hereby certify that annexed hereto is a true copy of the documents as originally filed in connection with the patent application identified therein.

I also certify that the attached copy of the request for grant of a Patent (Form 1/77) bears an amendment, effected by this office, following a request by the applicant and agreed to by the Comptroller-General.

In accordance with the Patents (Companies Re-registration) Rules 1982, if a company named in this certificate and any accompanying documents has re-registered under the Companies Act 1980 with the same name as that with which it was registered immediately before re-registration save for the substitution as, or inclusion as, the last part of the name of the words "public limited company" or their equivalents in Welsh, references to the name of the company in this certificate and any accompanying documents shall be treated as references to the name with which it is so re-registered.

In accordance with the rules, the words "public limited company" may be replaced by p.l.c., plc, P.L.C. or PLC.

Registration under the Companies Act does not constitute a new legal entity but merely subjects the company to certain additional company law rules.

Signed

Dated 2 April 2003

Best Available Copy

Patents Form 1/77

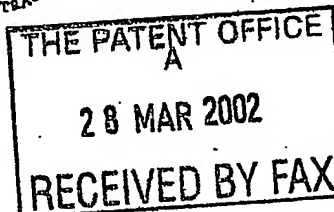
Patents Act 1977
(Rule 16)



1/77

Request for grant of a patent

(See the notes on the back of this form. You can also get an explanatory leaflet from the Patent Office to help you fill in this form)



The Patent Office

Cardiff Road
Newport
South Wales
NP10 8QQ

1. Your Reference	P58600B	30MAR02 E707535-1 D02813 P01/7700 0.00-0207422.7
2. Patent Application number (The Patent Office will fill in this part)	0207422.7	
3. Full name, address and postcode of the or each applicant (underline all surnames)	OPTINOSE AS Lokkaskogen 18c 0773 Oslo Norway	28 MAR 2002
Patents ADP Number (if you know it)		
If the applicant is a corporate body, give the country/state of its incorporation	Norway	8042905001
4. Title of the invention	Nasal Devices	
5. Name of your agent (if you have one)	FRY HEATH & SPENCE LLP	
"Address for service" in the United Kingdom to which all correspondence should be sent (including the postcode)	The Old College THE GABLES 53 High Street MABSETTS ROAD Horley, Surrey, RH6 7BN HORLEY SURREY RH6 7DQ	
Patents ADP Number (if you know it)	05880273001 08459554001	
6. If you are declaring priority from one or more earlier patent applications, give the country and the date of filing of the or each of these earlier applications and (if you know it) the or each application number.	Country	Priority application number (if you know it)
		Date of filing (day / month / year)
7. If this application is divided or otherwise derived from an earlier UK application, give the number and the filing date of the earlier application.	Number of earlier application	Date of filing (day / month / year)
8. Is a statement of inventorship and of right to grant of a patent required in support of this request? (Answer 'Yes' if:	Yes	
a) any applicant named in part 3 is not an inventor; or		
b) there is an inventor who is not named as an applicant; or		
c) any named applicant is a corporate body.		
(See note (d))		

global

Patents Form 1/77

9. Enter the number of sheets for any of the following items you are filing with this form. Do not count copies of the same document.

Continuation sheets of this form

Description 21

Claim(s) 4

Abstract 0

Drawing(s) 13 + 13

10. If you are also filing any of the following, state how many against each item.

Priority documents

Translations of priority documents

Statement of inventorship and right to grant of a patent (Patents Form 7/77)

Request for preliminary examination and search (Patents form 9/77)

Request for substantive examination (Patents form 10/77)

Any other documents (please specify)

11.

I/We request the grant of a patent on the basis of this application.

Signature

Date

Keith Boden

28 March 2002

12.

Name and daytime telephone number of person to contact in the United Kingdom

Dr Keith Boden - 01293 776880

Warning

After an application for a patent has been filed, the Comptroller of the Patent Office will consider whether publication or communication of the invention should be prohibited or restricted under Section 22 of the Patents Act 1977. You will be informed if it is necessary to prohibit or restrict your invention in this way. Furthermore, if you live in the United Kingdom, Section 23 of the Patents Act 1977 stops you filing or applying for a patent abroad without first getting written permission from the Patent Office unless an application has been filed at least 6 weeks beforehand in the United Kingdom for a patent for the same invention and either no direction prohibiting publication or communication has been given, or any such direction has been revoked.

Notes

- If you need help to fill in this form or you have any questions, please contact the Patent Office on 0645 500505.
- Write your answers in capital letters using black ink or you may type them.
- If there is not enough space for all the relevant details on any part of this form, please continue on a separate sheet of paper and write "see continuation sheet" in the relevant part(s). Any continuation sheet should be attached to this form.
- If you have answered 'Yes' Patents Form 7/77 will need to be filed.
- Once you have filled in the form you must remember to sign and date it.
- For details of the fee and ways to pay please contact the Patent Office.

Patents Form 1/77

DUPLICATE

1

NASAL DEVICES

The present invention relates to a nasal delivery device for and a method of delivering a substance, in particular one of a liquid, as a suspension or solution, or a powder
5 containing a medicament, especially systemic or topical pharmaceuticals, or a vaccine to the nasal airway of a subject.

Referring to Figure 1, the nasal airway 1 comprises the two nasal cavities 2, 3 separated by the nasal septum 4, which airway 1 includes numerous ostia, such as the paranasal
10 sinus ostia 5 connected to the paranasal sinuses 6 and the tubal ostia 7 connected to the tuba auditiva 8 and the middle ears 9, and olfactory cells, and is lined by the nasal mucosa. The nasal airway 1 can communicate with the nasopharynx, the oral cavity and the lower airway, with the nasal airway 1 being in selective communication with the anterior region of the nasopharynx and the oral cavity by opening and closing of the
15 oropharyngeal velum.

There are many nasal conditions which require treatment. One such condition is nasal inflammation, specifically rhinitis, which can be allergic or non-allergic and is often associated with infection and prevents normal nasal function. By way of example,
20 allergic and non-allergic inflammation of the nasal airway can typically effect between 10 and 20 % of the population, with nasal congestion of the erectile tissues of the nasal concha, lacrimation, secretion of watery mucus, sneezing and itching being the most common symptoms. As will be understood, nasal congestion impedes nasal breathing and promotes oral breathing, leading to snoring and sleep disturbance. Other nasal
25 conditions include nasal polyps which arise from the paranasal sinuses, hypertrophic adenoids, secretory otitis media, sinus disease and reduced olfaction.

In the treatment of certain nasal conditions, the topical administration of medicaments is preferable, particularly where the nasal mucosa is the prime pathological pathway, such
30 as in treating or relieving nasal congestion. Medicaments that are commonly topically delivered include decongestants, anti-histamines, cromoglycates, steroids and antibiotics. At present, among the known anti-inflammatory pharmaceuticals, topical steroids have been shown to have an effect on nasal congestion. Topical decongestants

have also been suggested for use in relieving nasal congestion. The treatment of hypertrophic adenoids and chronic secretory otitis media using topical decongestants, steroids and anti-microbial agents, although somewhat controversial, has also been proposed. Further, the topical administration of pharmaceuticals has been used to treat
5 or at least relieve symptoms of inflammation in the anterior region of the nasopharynx, the paranasal sinuses and the auditory tubes.

Medicaments can also be systemically delivered through the nasal pathway, the nasal pathway offering a good administration route for the systemic delivery of
10 pharmaceuticals, such as hormones, for example, oxytocin and calcitonin, and analgetics, such as anti-migraine compositions, as the high blood flow and large surface area of the nasal mucosa advantageously provides for rapid systemic uptake.

Nasal delivery is also expected to be advantageous for the administration of
15 medicaments requiring a rapid onset of action, for example, analgetics, anti-emetics, insulin, anti-epileptics, sedatives and hypnotics, and also other pharmaceuticals, for example, cardio-vascular drugs. It is envisaged that nasal administration will provide for a fast onset of action, at a rate similar to that of injection and at a rate much faster than that of oral administration. Indeed, for the treatment of many acute conditions,
20 nasal administration is advantageous over oral administration, since gastric stasis can further slow the onset of action following oral administration.

It is also expected that nasal delivery could provide an effective delivery route for the administration of proteins and peptides as produced by modern biotechnological
25 techniques. For such substances, the metabolism in the intestines and the first-pass-effect in the liver represent significant obstacles for reliable and cost-efficient delivery.

Furthermore, it is expected that nasal delivery using the nasal delivery technique of the present invention will prove effective in the treatment of many common neurological
30 diseases, such as Alzheimer's, Parkinson's, psychiatric diseases and intracerebral infections, where not possible using existing techniques. The nasal delivery technique of the present invention allows for delivery to the olfactory region, which region is located in the superior region of the nasal cavities and represents the only region where

it is possible to circumvent the blood-to-brain barrier (BBB) and enable communication with the cerebrospinal fluid (CSF) and the brain.

Also, it is expected that the nasal delivery technique of the present invention will allow
5 for the effective delivery of vaccines.

Aside from the delivery of medicaments, the irrigation of the nasal mucosa with liquids, in particular saline solutions, is commonly practised to remove particles and secretions, as well as to improve the mucociliary activity of the nasal mucosa. These solutions can
10 be used in combination with active pharmaceuticals.

For any kind of drug delivery, accurate and reliable dosing is essential, but it is of particular importance in relation to the administration of potent drugs which have a narrow therapeutic window, drugs with potentially serious adverse effects and drugs for
15 the treatment of serious and life-threatening conditions. For some conditions, it is essential to individualize the dosage to the particular situation, for example, in the case of diabetes mellitus. For diabetes, and, indeed, for many other conditions, the dosage of the pharmaceutical is preferably based on actual real-time measurements. Currently, blood samples are most frequently used, but the analysis of molecules in the exhalation
20 breath of subjects has been proposed as an alternative to blood analysis for several conditions. Breath analysis is currently used for the diagnosis of conditions such as helicobacter pylori infections which cause gastric ulcers.

WO-A-00/51672 discloses a delivery device for delivering a substance, in particular a
25 medicament, in a bi-directional flow through the nasal cavities, that is, an air flow which passes into one nostril, around the posterior margin of the nasal septum and in the opposite direction out of the other nostril. This bi-directional air flow advantageously acts to stimulate the sensory nerves in the nasal mucosa, thereby conditioning the subject for the delivery and providing a more comfortable delivery situation.

30

It is an aim of the present invention to provide an improved nasal delivery device for and method of delivering substance to the nasal airway of a subject.

In one aspect the present invention provides a nasal delivery device for delivering a substance to a nasal cavity of a subject, comprising: first and second nosepiece units, each including a nosepiece for fitting to respective nostrils of a subject; at least one substance supply unit for supplying a substance for delivery to the nasal cavity of the subject; and a valve unit for selectively fluidly connecting the at least one substance supply unit alternately to respective ones of the nosepiece units.

Preferably, the delivery device further comprises: a mouthpiece through which the subject in use exhales.

10

Preferably, the delivery device further comprises: a gas supply channel for supplying a gas flow for entraining substance supplied by the at least one substance supply unit.

In one embodiment the mouthpiece is fluidly connected to the gas supply channel, whereby the gas flow is an air flow developed by an exhalation breath of the subject.

15

In another embodiment the delivery device further comprises: a gas supply unit which is fluidly connected to the gas supply channel for delivering a gas flow through the gas supply channel.

20

Preferably, the gas supply unit is an exhalation breath actuatable unit which is fluidly connected to the mouthpiece such as to be actuated on exhalation by the subject.

Preferably, the delivery device further comprises: a control unit for controlling the valve unit such as to provide for alternate delivery of substance through respective ones of the first and second nosepiece units.

25

Preferably, the delivery device comprises: first and second substance supply units for supplying substance for delivery to respective ones of the first and second nosepiece units.

30

Preferably, the valve unit comprises first and second valves, each being fluidly connected to a respective one of the first and second nosepiece units.

5

In another aspect the present invention provides a method of delivering a substance to a nasal cavity of a subject, comprising the steps of: fitting first and second nosepiece units to respective nostrils of a subject; and delivering a substance alternately through respective ones of the nosepiece units.

5

Preferably, the method further comprises the step of: exhaling through a mouthpiece during delivery of the substance.

In one embodiment the substance is delivered in an air flow developed by an exhalation
10 breath of the subject.

In another embodiment the substance is delivered in a gas flow separate to an exhalation breath of a subject.

15 In one embodiment the substance is supplied from a single substance supply unit.

In another embodiment the substance is supplied to the first and second nosepiece units from respective ones of first and second substance supply units.

20 In a further aspect the present invention provides a nasal delivery device for delivering a substance to a nasal cavity of a subject, comprising: at least one delivery unit for delivering a substance to a nasal cavity of a subject; and a gas supply unit for cycling the pressure in the nasal cavity of the subject.

25 Preferably, the gas supply unit is configured to alternate the pressure in the nasal cavity of the subject.

Preferably, the delivery device further comprises: a mouthpiece through which the subject in use exhales.

30

In a yet further aspect the present invention provides a method of delivering a substance to a nasal cavity of a subject, comprising the steps of: delivering a substance to a nasal cavity of a subject; and cycling the pressure in the nasal cavity of the subject.

Preferably, the step of cycling the pressure in the nasal cavity of the subject comprises the step of: alternating the pressure in the nasal cavity of the subject.

- 5 Preferably, the method further comprises the step of: exhaling through a mouthpiece during delivery of the substance.

10 In a still yet further aspect the present invention provides an interface member for a nasal delivery device comprising, as an integral element, first and second nosepieces for fitting in respective nostrils of a subject and a mouthpiece through which a subject in use exhales.

15 In one embodiment the mouthpiece comprises a tubular section through which a subject in use exhales.

In another embodiment the mouthpiece includes a flexible member which is deflectable on exhalation into the mouthpiece.

20 Preferably, the mouthpiece comprises cavity into which a subject in use exhales, with a part of the cavity being defined by the flexible member.

Preferably, the flexible member comprises a resilient member.

25 Preferred embodiments of the present invention will now be described hereinbelow by way of example only with reference to the accompanying drawings, in which:

Figure 1 schematically illustrates the nasal airway of a human subject;

30 Figure 2(a) schematically illustrates a nasal delivery device in accordance with a first embodiment of the present invention;

Figure 2(b) illustrates the nasal delivery device of Figure 2(a) in a first, delivery configuration;

Figure 2(c) illustrates the nasal delivery device of Figure 2(a) in a second, delivery configuration;

5 Figure 3(a) schematically illustrates a nasal delivery device in accordance with a second embodiment of the present invention;

Figure 3(b) illustrates the nasal delivery device of Figure 3(a) in a first, delivery configuration;

10

Figure 3(c) illustrates the nasal delivery device of Figure 3(a) in a second, delivery configuration;

15 Figure 4(a) schematically illustrates a nasal delivery device in accordance with a third embodiment of the present invention;

Figure 4(b) illustrates the nasal delivery device of Figure 4(a) in a first, delivery configuration;

20 Figure 4(c) illustrates the nasal delivery device of Figure 4(a) in a second, delivery configuration;

Figure 5(a) schematically illustrates a nasal delivery device in accordance with a fourth embodiment of the present invention;

25

Figure 5(b) illustrates the nasal delivery device of Figure 5(a) in a first, delivery configuration; and

30 Figure 5(c) illustrates the nasal delivery device of Figure 5(a) in a second, delivery configuration.

Figures 2(a) to (c) illustrate a nasal delivery device 11 in accordance with a first embodiment of the present invention.

The delivery device 11 comprises first and second substance supply units 13, 15 for delivering metered doses of a substance. In preferred embodiments the substance comprises a medicament, especially systemic or topical pharmaceuticals, or a vaccine.

5

In this embodiment the substance supply units 13, 15 comprise aerosol canisters for delivering metered volumes of a propellant, preferably a hydrofluoroalkane (HFA) propellant or the like, containing a substance, either as a suspension or solution.

10 Each of the substance supply units 13, 15 is primeable, in this embodiment by loading a biasing element, and includes a release mechanism, in this embodiment electrically-operated, which, when triggered, releases the biasing element and actuates the respective substance supply unit 13, 15 to deliver a metered dose of a substance.

15 In an alternative embodiment the substance supply units 13, 15 could comprise a mechanical delivery pump, in particular a liquid delivery pump or a powder delivery pump, which delivers metered doses of a substance on actuation thereof.

20 In another alternative embodiment the substance supply units 13, 15 could comprise a dry powder delivery unit which delivers metered doses of a substance, as a dry powder, on actuation thereof.

In yet another alternative embodiment the substance supply units 13, 15 could comprise a nebulizer which delivers metered doses of a substance, as an aerosol spray, on
25 actuation thereof.

The delivery device 11 further comprises first and second nosepiece units 17, 19 for fitting to respective ones of the nostrils of a subject which are fluidly connected to respective ones of the first and second substance supply units 13, 15. In this
30 embodiment the nosepiece units 17, 19 each comprise a nosepiece 21, 23 for fitting to respective ones of the nostrils of a subject and a flow channel 25, 27 which fluidly connects the respective ones of the nosepieces 21, 23 and the substance supply units 13, 15. In this embodiment the nosepieces 21, 23 are replaceable elements.

The delivery device 11 further comprises a mouthpiece 31 which is gripped by the lips of a subject and through which the subject exhales. In this embodiment the mouthpiece 31 is a replaceable element. In a preferred embodiment the nosepieces 21, 23 and the mouthpiece 31 are integrally formed as a single unit such as to allow for replacement after use. In this way, the delivery device 11 can be used to deliver substance to many different subjects and yet avoid cross-contamination from subject to subject.

The delivery device 11 further comprises a gas supply channel 33 which is fluidly connected to the mouthpiece 31.

The delivery device 11 further comprises a valve unit which comprises first and second valves 35, 37 which are disposed in respective ones of the flow channels 25, 27 of the first and second nosepiece units 17, 19 and fluidly connected to the gas supply channel 33 such as to provide for the selective communication of one of the nosepieces 21, 23 with the mouthpiece 31 and the respective one of the substance supply units 13, 15, and the venting of the other of the nosepieces 21, 23 to atmosphere. In this embodiment the valves 35, 37 are electrically-operated valves.

Each of the valves 35, 37 comprises a first port which is fluidly connected to the respective nosepiece 21, 23, a second port which is fluidly connected to the respective substance supply unit 13, 15, a third port which is fluidly connected to the gas supply channel 33, and a fourth port which vents to atmosphere. Each of the valves 35, 37 is operable between a first, delivery position in which the first, second and third ports thereof are open and the fourth port is closed, whereby substance can be delivered by the respective substance supply unit 13, 15 and entrained by the exhalation breath of a subject, and a second, venting position in which the first, second and fourth ports are open and the third port is closed, whereby the exhalation breath of a subject which has been driven through the nasal airway 1 of the subject is vented to atmosphere.

30

The delivery device 11 further comprises first and second flow resistor units 39, 41 for providing a flow resistance to the vented exhalation breath which are fluidly connected

to respective ones of the fourth ports of the valves 35, 37. In one embodiment the flow resistor units 39, 41 can each include a filter for preventing the escape of substance.

In this embodiment the flow resistor units 39, 41 each include a flow resistor of fixed
5 flow resistance for providing a fixed flow resistance to the vented air flow.

In another embodiment the flow resistor units 39, 41 could include a progressive flow resistor for providing a progressively increasing flow resistance to the vented air flow. In one embodiment the flow resistor units 39, 41 could include an inflatable balloon. In
10 one embodiment the flow resistor units 39, 41 could be configured to vent to atmosphere on the generation of a predetermined pressure, for example, a pressure which exceeds the opening pressure for the paranasal sinus ostia 5 and the tubal ostia 7. With this configuration, the flow resistance gradually decreases and the air flow increases following the development of a pressure exceeding the opening pressure for
15 the paranasal sinus ostia 5 and the tubal ostia 7. This pressure and flow regime promotes the deposition of airborne particles in the nasal airway 1. Furthermore, this pressure and flow regime ensures that airborne particles are flushed out of the nasal airway before the procedure is terminated, thereby preventing airborne particles, which could subsequently be inhaled, from remaining in the nasal airway 1.

20 The delivery device 11 further comprises first and second flow meters 43, 45 which are disposed in respective ones of the flow channels 25, 27 of the first and second nosepiece units 17, 19 for detecting the flow rate of the flow therethrough. In this embodiment the flow meters 43, 45 are disposed in the respective ones of the flow channels 25, 27 of the
25 nosepiece units 17, 19 intermediate the respective nosepiece 21, 23 and the respective valve 35, 37.

The delivery device 11 further comprises first and second pressure sensors 47, 49 which are disposed in respective ones of the flow channels 25, 27 of the first and second
30 nosepiece units 17, 19 for detecting the pressure therein. In this embodiment the pressure sensors 47, 49 are disposed in the respective ones of the flow channels 25, 27 of the nosepiece units 17, 19 intermediate the respective nosepiece 21, 23 and the respective valve 35, 37.

The delivery device 11 further comprises a control unit 51 for controlling the operation thereof. The control unit 51 is operably connected to the first and second substance supply units 13, 15, the first and second valves 35, 37 of the valve unit, the first and second flow meters 43, 45, and the first and second pressure sensors 47, 49, whereby the first and second substance supply units 13, 15 can be actuated in response to one or both of detected pressures and flow rates.

Operation of the delivery device 11 will now be described hereinbelow.

10

Firstly, the nosepieces 21, 23 of the nosepiece units 17, 19 are fitted to the respective nostrils of a subject and the mouthpiece 31 is gripped in the lips of the subject. With this configuration, the delivery device 11 provides for three-point fixation, and thereby ensures reliable repeated delivery to the nasal cavities 2, 3 of a subject.

15

When first taking the delivery device 11, one of the valves 35, 37 of the valve unit, in this embodiment the first valve 35, is in the delivery position such that the gas supply channel 33 and the respective substance supply unit 13 are in fluid communication with the respective nosepiece 21, and the other of the valves 35, 37 of the valve unit, in this embodiment the second valve 37, is in the venting position such as to vent the other nosepiece 23.

20

The subject then begins to exhale through the mouthpiece 31, which exhalation acts to close the oropharyngeal velum of the subject and increase the pressure in the nasal airway 1 by the introduction of exhaled air from the exhalation breath therein, with the second flow resistor unit 41 providing a flow resistance to the exhaled air flow.

25

In one mode of operation, the delivery device 11 is configured to be actuated on the generation of a predetermined actuation pressure. In one embodiment the first pressure sensor 43 is utilized to detect the actuation pressure. In another embodiment the second pressure sensor 45 is utilized to detect the actuation pressure. On detection of the actuation pressure, the control unit 51 acts to actuate the first substance supply unit 13

30

to deliver a metered dose of a substance, which substance is entrained by the exhalation breath of the subject.

In another mode of operation, the delivery device 11 is configured to be actuated on the generation of a predetermined flow rate. In one embodiment the first flow meter 47 is utilized to detect the actuation flow rate. In another embodiment the second flow meter 49 is utilized to detect the actuation flow rate. On detection of the actuation flow rate, the control unit 51 acts to actuate the first substance supply unit 13 to deliver a metered dose of a substance, which substance is entrained by the exhalation breath of the subject.

Following actuation of the first substance supply unit 13, the valve unit is then re-configured by the control unit 51 such that the first valve 35 is moved to the venting position to vent the nosepiece 21 of the first nosepiece unit 17, and the second valve 37 is moved to the delivery position such that the gas supply channel 33 and the second substance supply unit 15 are in fluid communication with the respective nosepiece 23.

In one mode of operation, the valve unit is re-configured on detection of a predetermined re-configuration pressure. In one embodiment the first pressure sensor 43 is utilized to detect the re-configuration pressure. In another embodiment the second pressure sensor 45 is utilized to detect the re-configuration pressure. On detection of the re-configuration pressure, the control unit 51 acts to actuate the second substance supply unit 15 to deliver a metered dose of a substance, which substance is entrained by the exhalation breath of the subject.

In another mode of operation, the delivery device 11 is configured to be actuated on the detection of a predetermined re-configuration flow volume. In one embodiment the first flow meter 47 is utilized to detect the re-configuration flow volume. In another embodiment the second flow meter 49 is utilized to detect the re-configuration flow volume. On detection of the re-configuration flow volume, the control unit 51 acts to actuate the second substance supply unit 15 to deliver a metered dose of a substance, which substance is entrained by the exhalation breath of the subject.

In a further mode of operation, the delivery device 11 is configured to be actuated on the elapse of a predetermined period of time following the actuation of the first substance supply unit 13. On the elapse of the predetermined period of time, the control unit 51 acts to actuate the second substance supply unit 15 to deliver a metered dose of a substance, which substance is entrained by the exhalation breath of the subject.

Following actuation of the second substance supply unit 15, the valve unit is then re-configured to the original configuration by the control unit 51 such that the first valve 35 is moved to the delivery position in which the gas supply channel 33 and the first substance supply unit 13 are in fluid communication with the respective nosepiece 21, and the second valve 37 is moved to the venting position such as to vent the other nosepiece 23.

In one mode of operation, the valve unit is re-configured on detection of a predetermined re-configuration pressure. In one embodiment the first pressure sensor 43 is utilized to detect the re-configuration pressure. In another embodiment the second pressure sensor 45 is utilized to detect the re-configuration pressure.

In another mode of operation, the valve unit is re-configured on detection of a predetermined re-configuration flow volume. In one embodiment the first flow meter 47 is utilized to detect the re-configuration flow volume. In another embodiment the second flow meter 49 is utilized to detect the re-configuration flow volume.

In a further mode of operation, the valve unit is re-configured on the elapse of a predetermined period of time following the actuation of the first substance supply unit 13.

In this way, the delivery device 11 provides for the successive delivery of a substance through each of the nostrils of the subject, which delivery is advantageous, both in terms of compliance and, particularly, in delivering substance to targeted posterior regions of the nasal airway 1.

In another embodiment the delivery device 11 could be configured such that the valve unit is re-configured more than twice in each operation, such as to provide for the repeated delivery of substance to alternate ones of the nostrils of the subject in each operation of the delivery device 11.

5

Figures 3(a) to (c) illustrate a nasal delivery device in accordance with a second embodiment of the present invention.

10 The delivery device of this embodiment is very similar to the delivery device of the above-described first embodiment, and thus, in order to avoid unnecessary duplication of description, only the differences will be described in detail, with like reference signs designating like parts

15 The delivery device of this embodiment differs from that of the above-described first embodiment in further comprising an exhalation breath actuable gas supply unit 53 which is fluidly connected to the gas supply channel 33 for delivering a gas flow thereto and operably connected to the control unit 51, and in that the mouthpiece 31 is in fluid communication with the gas supply unit 53 and not the gas supply channel 33, whereby a gas flow is delivered by the gas supply unit 53 in response to exhalation through the
20 mouthpiece 31.

The gas supply unit 53 includes a trigger mechanism 55 which is operably coupled to the mouthpiece 31 such as to be operated by the exhalation breath of a subject to actuate the gas supply unit 53. In this embodiment the trigger mechanism 55 comprises a
25 pressure sensor for actuating the gas supply unit 53 in response to the detection of a predetermined actuation pressure. In another embodiment the trigger mechanism 55 could comprise a flow meter for actuating the gas supply unit 53 in response to the detection of a predetermined flow rate.

30 In this embodiment the mouthpiece 31 includes a diaphragm which is acted upon by the exhalation breath of a subject to actuate the trigger mechanism 55 on the generation of the predetermined actuation pressure. With this configuration, where the mouthpiece 31 is disposable, no part of the delivery device 11, other than the disposable mouthpiece

31, is exposed to the exhalation breath of a subject, and the delivery device 11 is usable to deliver substance to many subjects, such as in mass immunization or mass vaccination, without the risk of cross-contamination.

5 Operation of the delivery device 11 is the same as for the above-described first embodiment, with a gas flow being provided by the gas supply unit 53 as opposed to by the exhalation breath of a subject.

10 In one embodiment the gas supply unit 53 is configured to deliver a gas flow at such a flow rate as to develop a predetermined pressure in the nasal airway 1.

15 In another embodiment the gas supply unit 53 could be configured to deliver a gas flow which has an alternating flow and is such as to develop an alternating pressure within the nasal airway 1. By cycling the pressure within the nasal airway 1, improved delivery of substance to the paranasal sinuses 6 and the tuba auditiva 8 and the middle ears 9 can be achieved.

20 In a further embodiment, at least one of the first and second flow resistors 39, 41 could comprise an expandable volume, such as an inflatable balloon, and the gas supply unit 53 could be configured alternately to deliver and withdraw a volume of gas from the nasal airway 1, which delivery and withdrawal would be such as to cause a volume of gas which entrains substance to be flushed repeatedly through the nasal airway 1 in opposite directions. Repeatedly flushing a volume of gas entraining substance in alternate directions through the nasal airway 1 would provide for improved delivery of
25 substance.

Figures 4(a) to (c) illustrate a nasal delivery device 111 in accordance with a third embodiment of the present invention.

30 The delivery device 111 comprises a substance supply unit 113 for delivering a metered dose of a substance. In preferred embodiments the substance comprises a medicament, especially systemic or topical pharmaceuticals, or a vaccine.

In this embodiment the substance supply unit 113 comprises a nebulizer which delivers a metered dose of a substance, here continuously as an aerosol spray, on actuation thereof.

- 5 The delivery device 111 further comprises first and second nosepiece units 117, 119 for fitting to respective ones of the nostrils of a subject. In this embodiment the nosepiece units 117, 119 each comprise a nosepiece 121, 123 for fitting to respective ones of the nostrils of a subject and a flow channel 125, 127 which fluidly connects the respective one of the nosepieces 121, 123 to the substance supply unit 113. In this embodiment
10 the nosepieces 121, 123 are replaceable elements.

- The delivery device 111 further comprises a mouthpiece 131 which is gripped by the lips of a subject and through which the subject exhales. In this embodiment the mouthpiece 131 is a replaceable element. In a preferred embodiment the nosepieces
15 121, 123 and the mouthpiece 131 are integrally formed as a single unit such as to allow for replacement after use. In this way, the delivery device 111 can be used with many different subjects, for example, in mass immunization or mass vaccination, and yet avoid the possibility of cross-contamination from subject to subject.

- 20 The delivery device 111 further comprises a gas supply channel 133 which fluidly connects the substance supply unit 113 and the mouthpiece 131.

- The delivery device 111 further comprises a valve unit which comprises first and second valves 135, 137 which are disposed in respective ones of the flow channels 125,
25 127 of the first and second nosepiece units 117, 119 such as to provide for the selective communication of one of the nosepieces 121, 123 with the substance supply unit 113 and mouthpiece 31, and the venting of the other of the nosepieces 121, 123 to atmosphere. In this embodiment the valves 135, 137 are electrically-operated valves.

- 30 Each of the valves 135, 137 comprises a first port which is fluidly connected to the respective nosepiece 121, 123, a second port which is fluidly connected to the substance supply unit 113, and a third port which vents to atmosphere. Each of the valves 135, 137 is operable between a first, delivery position in which the first and second ports

thereof are open and the third port is closed, whereby substance can be delivered by the substance supply unit 113 and entrained by the exhalation breath of a subject, and a second, venting position in which the first and third ports are open and the second port is closed, whereby the exhalation breath of a subject which has been driven through the nasal airway 1 of the subject is vented to atmosphere.

The delivery device 111 further comprises first and second flow resistor units 139, 141 for providing a flow resistance to the vented exhalation breath which are fluidly connected to respective ones of the third ports of the valves 135, 137. In one embodiment the flow resistor units 139, 141 can each include a filter for preventing the escape of substance.

In this embodiment the flow resistor units 139, 141 each include a flow resistor of fixed flow resistance for providing a fixed flow resistance to the vented air flow.

15

In another embodiment the flow resistor units 139, 141 could include a progressive flow resistor for providing a progressively increasing flow resistance to the vented air flow. In one embodiment the flow resistor units 139, 141 could include an inflatable balloon. In one embodiment the flow resistor units 139, 141 could be configured to vent to atmosphere on the generation of a predetermined pressure, for example, a pressure which exceeds the opening pressure for the paranasal sinus ostia 5 and the tubal ostia 7. With this configuration, the flow resistance gradually decreases and the air flow increases following the development of a pressure exceeding the opening pressure for the paranasal sinus ostia 5 and the tubal ostia 7. This pressure and flow regime promotes the deposition of airborne particles in the nasal airway 1. Furthermore, this pressure and flow regime ensures that airborne particles are flushed out of the nasal airway before the procedure is terminated, thereby preventing airborne particles, which could subsequently be inhaled, from remaining in the nasal airway 1.

The delivery device 111 further comprises first and second flow meters 143, 145 which are disposed in respective ones of the flow channels 125, 127 of the first and second nosepiece units 117, 119 for detecting the flow rate of the flow therethrough. In this embodiment the flow meters 143, 145 are disposed in the respective ones of the flow

channels 125, 127 of the nosepiece units 117, 119 intermediate the respective nosepiece 121, 123 and the respective valve 135, 137.

5 The delivery device 111 further comprises first and second pressure sensors 147, 149 which are disposed in respective ones of the flow channels 125, 127 of the first and second nosepiece units 117, 119 for detecting the pressure therein. In this embodiment the pressure sensors 147, 149 are disposed in the respective ones of the flow channels 125, 127 of the nosepiece units 117, 119 intermediate the respective nosepiece 121, 123 and the respective valve 135, 137.

10 The delivery device 111 further comprises a control unit 151 for controlling the operation thereof. The control unit 151 is operably connected to the substance supply unit 113, the first and second valves 135, 137 of the valve unit, the first and second flow meters 143, 145, and the first and second pressure sensors 147, 149, whereby the
15 substance supply unit 113 can be actuated in response to one or both of detected pressures and flow rates.

Operation of the delivery device 111 will now be described hereinbelow.

20 Firstly, the nosepieces 121, 123 of the nosepiece units 117, 119 are fitted to the respective nostrils of a subject and the mouthpiece 131 is gripped in the lips of the subject. With this configuration, the delivery device 111 provides for three-point fixation, and thereby ensures reliable repeated delivery to the nasal cavities 2, 3 of a subject.

25 When first taking the delivery device 111, one of the valves 135, 137 of the valve unit, in this embodiment the first valve 135, is in the delivery position such that the substance supply unit 113 is in fluid communication with the respective nosepiece 121, and the other of the valves 135, 137 of the valve unit, in this embodiment the second valve 137,
30 is in the venting position such as to vent the other nosepiece 123.

The subject then begins to exhale through the mouthpiece 131, which exhalation acts to close the oropharyngeal velum of the subject and increase the pressure in the nasal

airway 1 by the introduction of exhaled air from the exhalation breath thereinto, with the second flow resistor unit 141 providing a flow resistance to the exhaled air flow.

In one mode of operation, the delivery device 111 is configured to be actuated on the generation of a predetermined actuation pressure. In one embodiment the first pressure sensor 143 is utilized to detect the actuation pressure. In another embodiment the second pressure sensor 145 is utilized to detect the actuation pressure. On detection of the actuation pressure, the control unit 151 acts to actuate the substance supply unit 113 to commence delivery of a metered dose of a substance, which substance is entrained by the exhalation breath of the subject.

In another mode of operation, the delivery device 111 is configured to be actuated on the generation of a predetermined flow rate. In one embodiment the first flow meter 147 is utilized to detect the actuation flow rate. In another embodiment the second flow meter 149 is utilized to detect the actuation flow rate. On detection of the actuation flow rate, the control unit 151 acts to actuate the substance supply unit 113 to commence delivery of a metered dose of a substance, which substance is entrained by the exhalation breath of the subject.

Following actuation of the substance supply unit 113, the valve unit remains in the one configuration for a predetermined period of time, in this embodiment for half of the time period required for the delivery of a predetermined metered dose of substance by the substance supply unit 113.

Following the elapse of the predetermined period of time, the valve unit is then re-configured by the control unit 151 such that the first valve 135 is moved to the venting position to vent the nosepiece 121 of the first nosepiece unit 117, and the second valve 137 is moved to the delivery position such that the substance supply unit 113 is in fluid communication with the nosepiece 123 of the second nosepiece unit 119.

In this way, the delivery device 111 provides for the successive delivery of a substance through each of the nostrils of the subject, which delivery is advantageous, both in

terms of compliance and, particularly, in delivering substance to targeted posterior regions of the nasal airway 1.

5 In another embodiment the delivery device 111 could be configured such that the valve unit is re-configured more than twice in each operation, such as to provide for the repeated delivery of a substance to alternate ones of the nostrils of the subject in each operation of the delivery device 111. In this embodiment this repeated alternation of the delivery nostril is achieved by directing the exhalation breath of a subject to alternate ones of the nostrils of the subject.

10

Figures 5(a) to (c) illustrate a nasal delivery device in accordance with a fourth embodiment of the present invention.

15 The delivery device of this embodiment is very similar to the delivery device of the above-described third embodiment, and thus, in order to avoid unnecessary duplication of description, only the differences will be described in detail, with like reference signs designating like parts

20 The delivery device of this embodiment differs from that of the above-described third embodiment in further comprising an exhalation breath actuatable gas supply unit 153 which is fluidly connected to the gas supply channel 133 for delivering a gas flow thereto and operably connected to the control unit 151, and in that the mouthpiece 131 is in fluid communication with the gas supply unit 153 and not the gas supply channel 133, whereby a gas flow is delivered by the gas supply unit 153 in response to
25 exhalation through the mouthpiece 131.

30 The gas supply unit 153 includes a trigger mechanism 155 which is operably coupled to the mouthpiece 131 such as to be operated by the exhalation breath of a subject to actuate the gas supply unit 153. In this embodiment the trigger mechanism 155 comprises a pressure sensor for actuating the gas supply unit 153 in response to the detection of a predetermined actuation pressure. In another embodiment the trigger mechanism 155 could comprise a flow meter for actuating the gas supply unit 153 in response to the detection of a predetermined flow rate.

In this embodiment the mouthpiece 131 includes a diaphragm which is acted upon by the exhalation breath of a subject to actuate the trigger mechanism 155 on the generation of the predetermined actuation pressure. With this configuration, where the
5 mouthpiece 131 is disposable, no part of the delivery device 111, other than the disposable mouthpiece 131, is exposed to the exhalation breath of a subject, and the delivery device 111 is usable to deliver substance to many subjects, such as in mass immunization or mass vaccination, without the risk of cross-contamination.

10 Operation of the delivery device 111 is the same as for the above-described third embodiment, with a gas flow being provided by the gas supply unit 153 as opposed to by the exhalation breath of a subject.

In one embodiment the gas supply unit 153 is configured to deliver a gas flow at such a
15 flow rate as to develop a predetermined pressure in the nasal airway 1.

In another embodiment the gas supply unit 153 could be configured to deliver a gas flow which has an alternating flow and is such as to develop an alternating pressure within the nasal airway 1. By cycling the pressure within the nasal airway 1, improved
20 delivery of substance to the paranasal sinuses 6 and the tuba auditiva 8 and the middle ears 9 can be achieved.

Finally, it will be understood that the present invention has been described in its preferred embodiments and can be modified in many different ways without departing
25 from the scope of the invention as defined by the appended claims.

CLAIMS

1. A nasal delivery device for delivering a substance to a nasal cavity of a subject, comprising:
5 first and second nosepiece units, each including a nosepiece for fitting to respective nostrils of a subject;
at least one substance supply unit for supplying a substance for delivery to the nasal cavity of the subject; and
a valve unit for selectively fluidly connecting the at least one substance supply
10 unit alternately to respective ones of the nosepiece units.
2. The delivery device of claim 1, further comprising:
a mouthpiece through which the subject in use exhales.
- 15 3. The delivery device of claim 1 or 2, further comprising:
a gas supply channel for supplying a gas flow for entraining substance supplied by the at least one substance supply unit.
4. The delivery device of claim 3 when appendant upon claim 2, wherein the
20 mouthpiece is fluidly connected to the gas supply channel, whereby the gas flow is an air flow developed by an exhalation breath of the subject.
5. The delivery device of claim 3, further comprising:
a gas supply unit which is fluidly connected to the gas supply channel for
25 delivering a gas flow through the gas supply channel.
6. The delivery device of claim 5 when appendant upon claim 2, wherein the gas supply unit is an exhalation breath actuatable unit which is fluidly connected to the mouthpiece such as to be actuated on exhalation by the subject.
- 30 7. The delivery device of any of claims 1 to 6, further comprising:

a control unit for controlling the valve unit such as to provide for alternate delivery of substance through respective ones of the first and second nosepiece units.

- 5 8. The delivery device of any of claims 1 to 7, comprising:
first and second substance supply units for supplying substance for delivery to
respective ones of the first and second nosepiece units.
- 10 9. The delivery device of any of claims 1 to 8, wherein the valve unit comprises
first and second valves, each being fluidly connected to a respective one of the
first and second nosepiece units.
- 15 10. A method of delivering a substance to a nasal cavity of a subject, comprising the
steps of:
fitting first and second nosepiece units to respective nostrils of a subject; and
delivering a substance alternately through respective ones of the nosepiece units.
- 20 11. The method of claim 10, further comprising the step of:
exhaling through a mouthpiece during delivery of the substance.
- 25 12. The method of claim 11, wherein the substance is delivered in an air flow
developed by an exhalation breath of the subject.
- 30 13. The method of claim 10, wherein the substance is delivered in a gas flow
separate to an exhalation breath of a subject.
14. The method of any of claims 10 to 13, wherein the substance is supplied from a
single substance supply unit.
15. The method of any of claims 10 to 13, wherein the substance is supplied to the
first and second nosepiece units from respective ones of first and second
substance supply units.

16. The delivery device of any of claims 1 to 7, comprising:
first and second substance supply units for supplying substance for delivery to
respective ones of the first and second nosepiece units.
- 5 17. A nasal delivery device for delivering a substance to a nasal cavity of a subject,
comprising:
at least one delivery unit for delivering a substance to a nasal cavity of a subject;
and
a gas supply unit for cycling the pressure in the nasal cavity of the subject.
- 10 18. The delivery device of claim 17, wherein the gas supply unit is configured to
alternate the pressure in the nasal cavity of the subject.
19. The delivery device of claim 17 or 18, further comprising:
15 a mouthpiece through which the subject in use exhales.
20. A method of delivering a substance to a nasal cavity of a subject, comprising the
steps of:
delivering a substance to a nasal cavity of a subject; and
20 cycling the pressure in the nasal cavity of the subject.
21. The method of claim 19, wherein the step of cycling the pressure in the nasal
cavity of the subject comprises the step of:
alternating the pressure in the nasal cavity of the subject.
- 25 22. The method of claim 20 or 21, further comprising the step of:
exhaling through a mouthpiece during delivery of the substance.
23. An interface member for a nasal delivery device comprising, as an integral
30 element, first and second nosepieces for fitting in respective nostrils of a subject
and a mouthpiece through which a subject in use exhales.

25

24. The interface member of claim 23, wherein the mouthpiece comprises a tubular section through which a subject in use exhales.

5 25. The interface member of claim 23, wherein the mouthpiece includes a flexible member which is deflectable on exhalation into the mouthpiece.

26. The interface member of claim 25, wherein the mouthpiece comprises cavity into which a subject in use exhales, with a part of the cavity being defined by the flexible member.

10

27. The interface member of claim 25 or 26, wherein the flexible member comprises a resilient member.

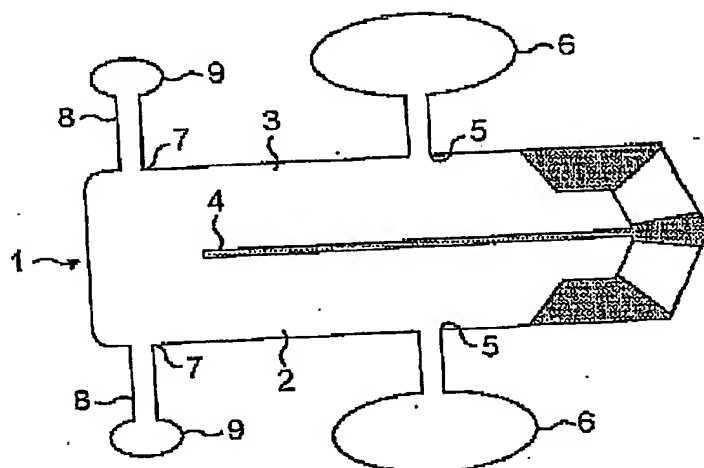


FIG. 1

21

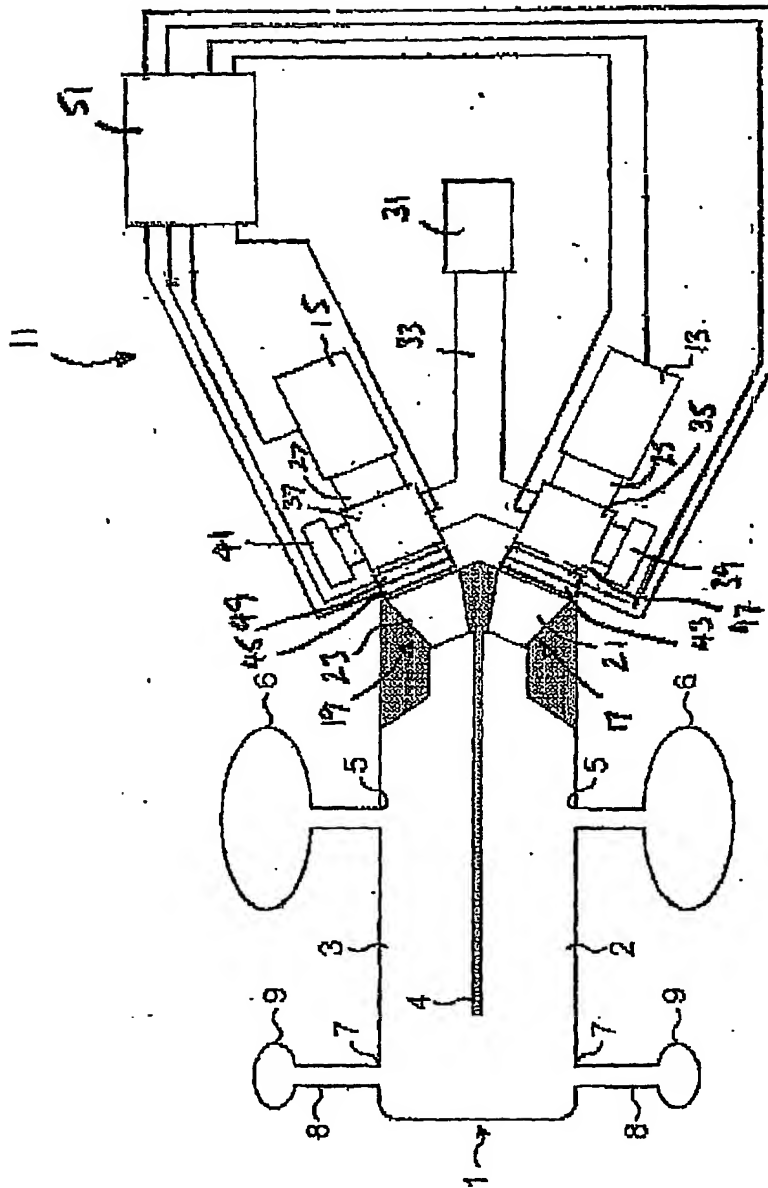
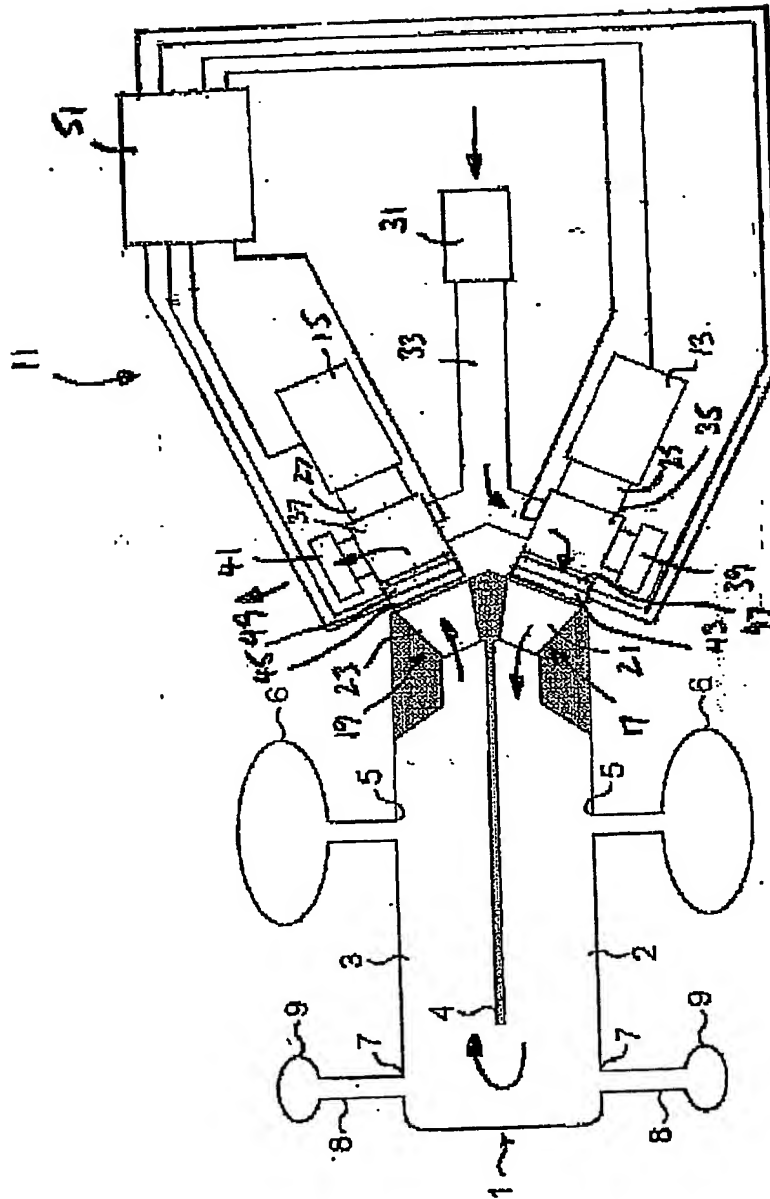


Fig. 2(a)

3/

3/

OTOMIRAS SA OTTO



41

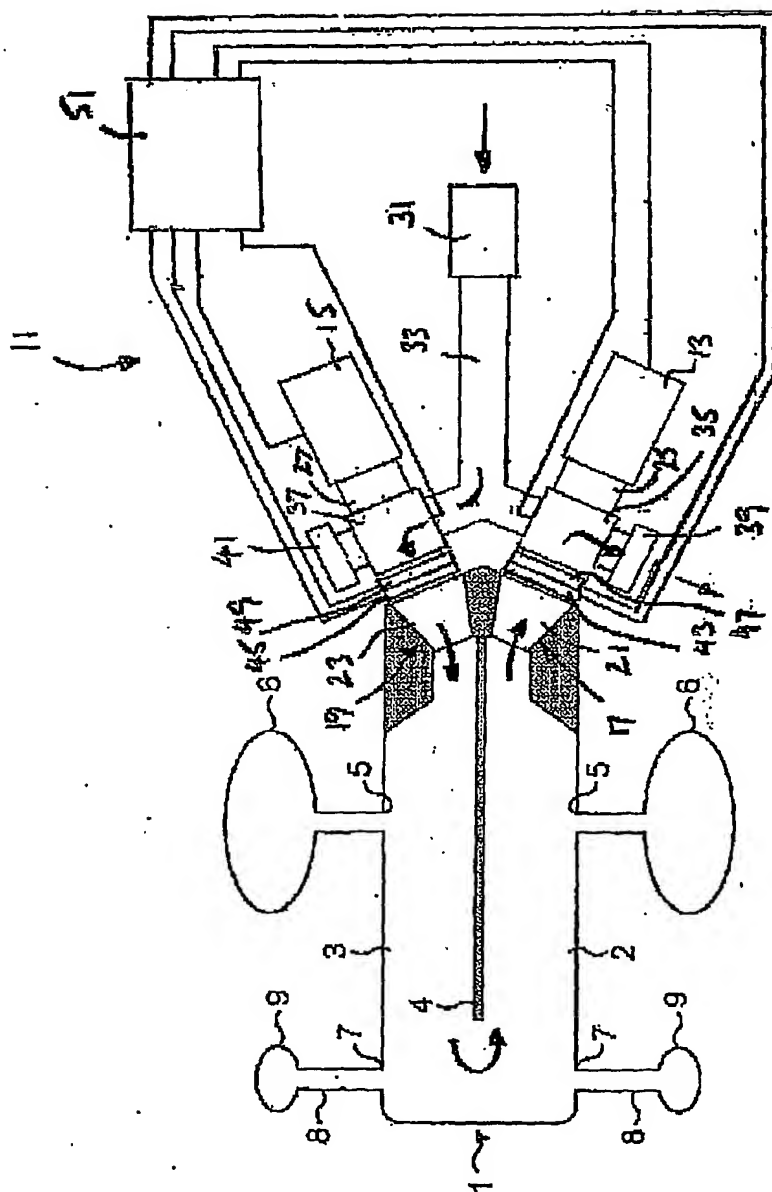


Fig. 2(c)

51

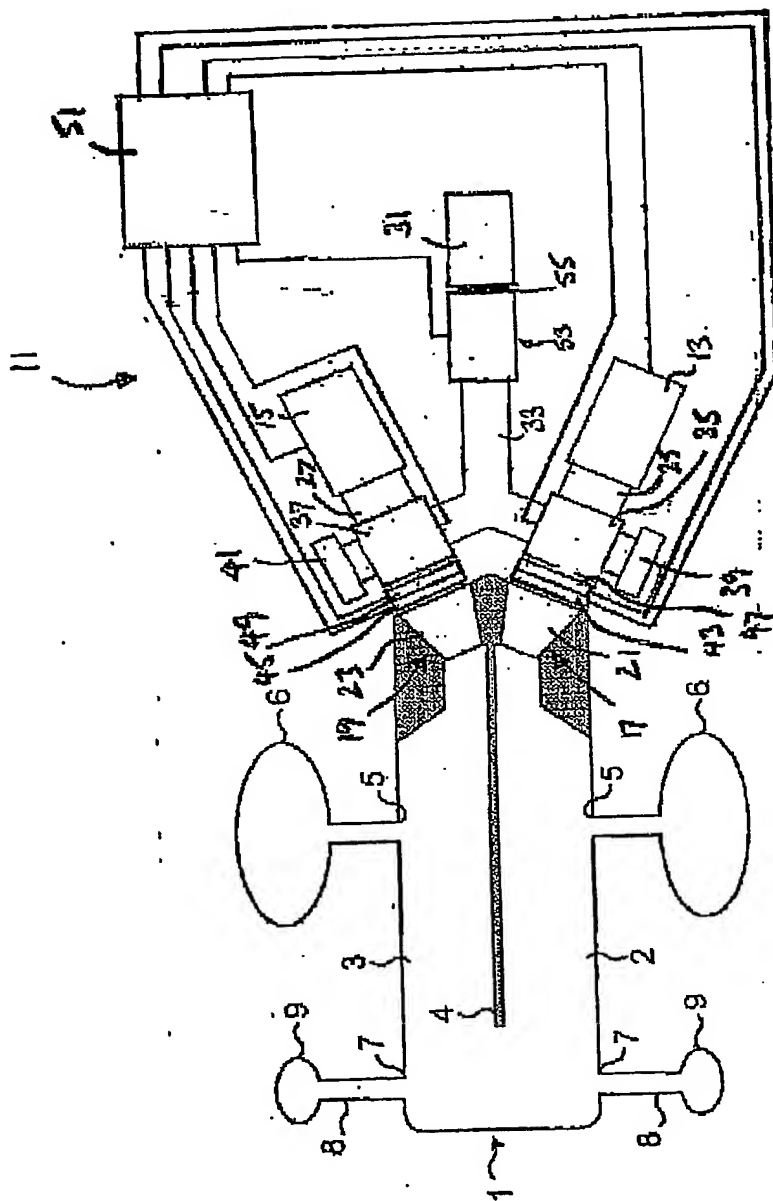


Fig. 3(a)

6/

OPTIONAL BOTTOM

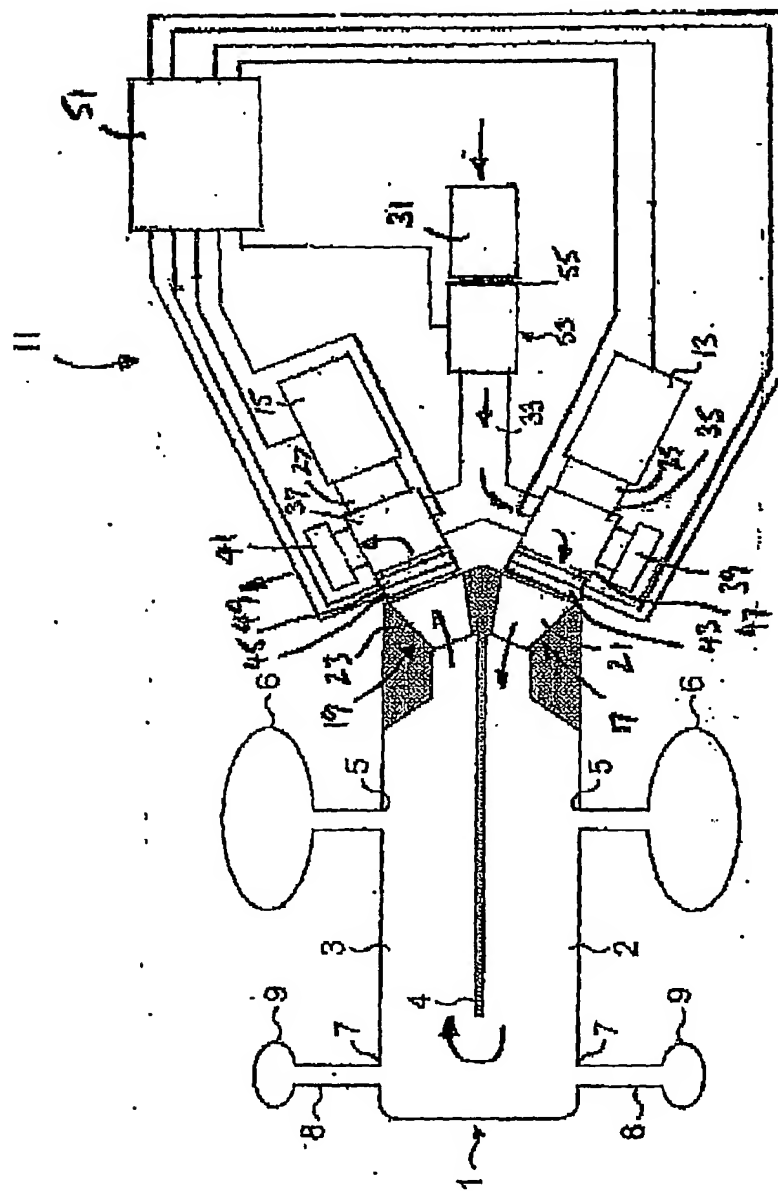


Fig. 3 (B)

7/

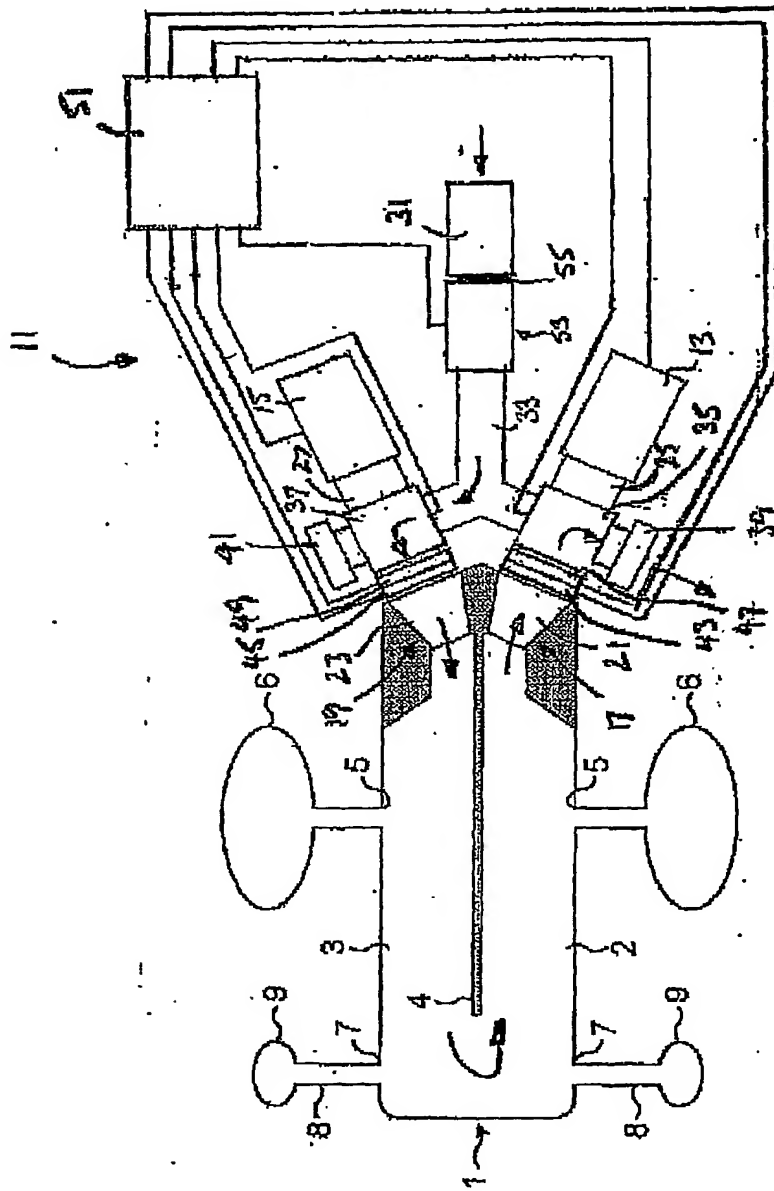


Fig. 3(c)

8/

CONFIDENTIAL

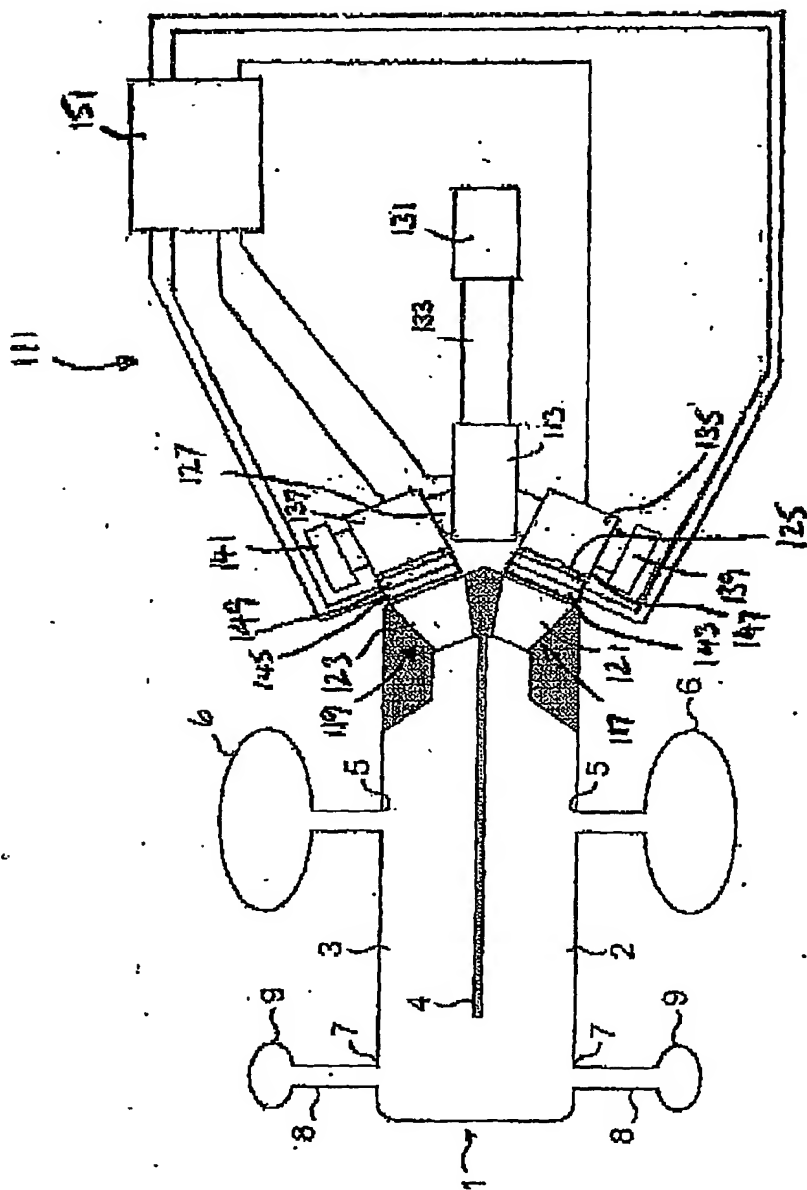


Fig. 4(a)

9/

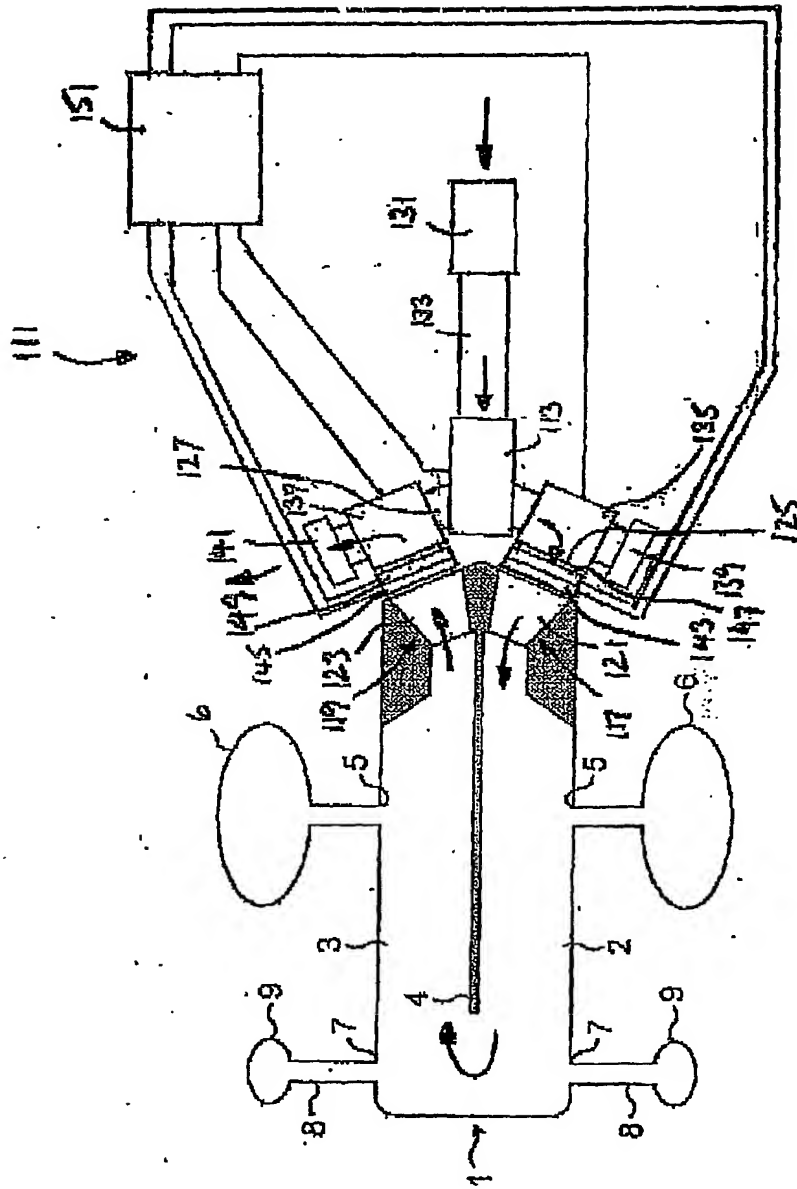


Fig. 4(b)

10/

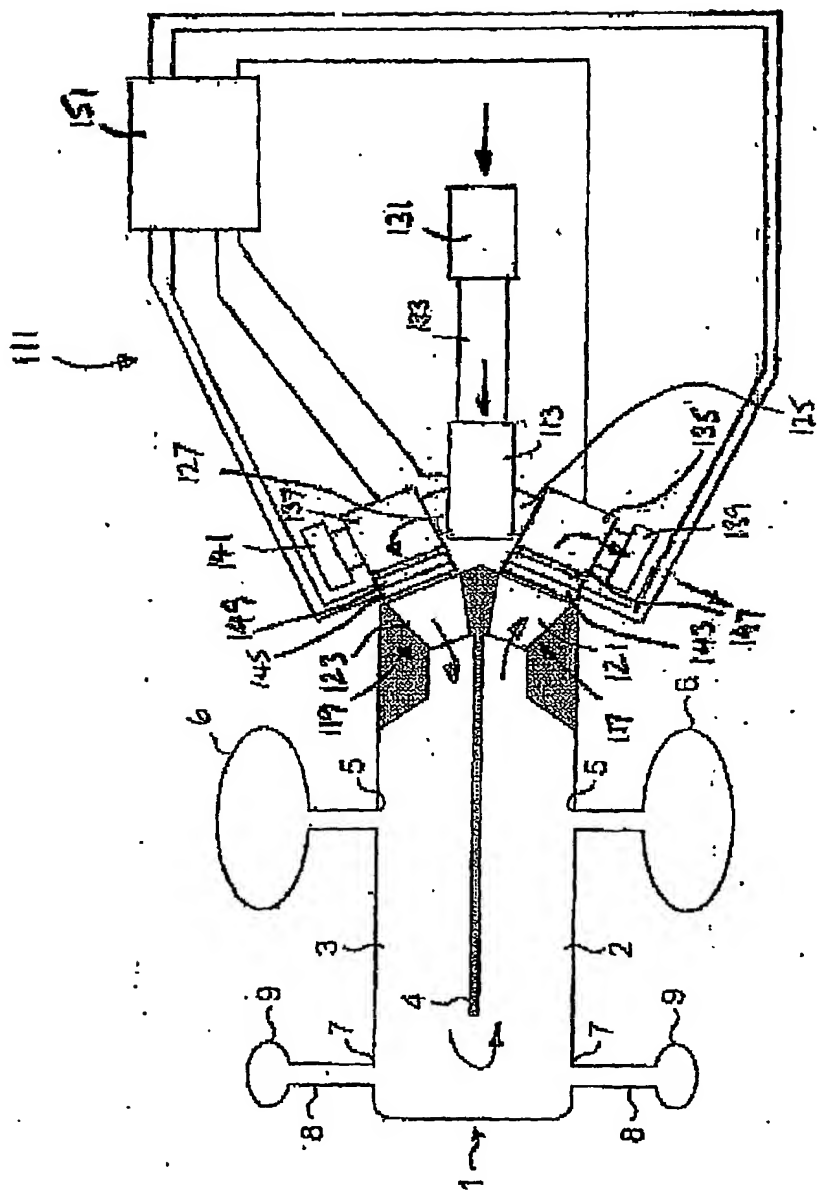


Fig. 4(c)

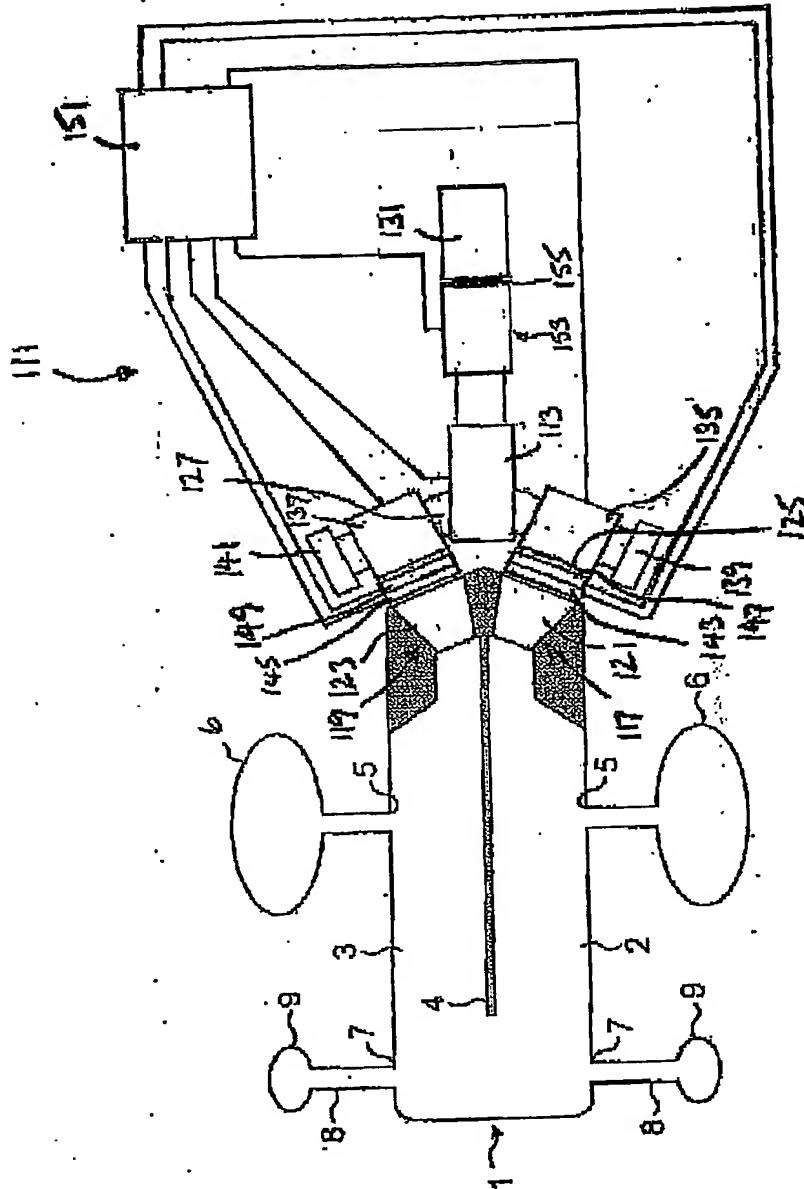


Fig. 5(a)

12/

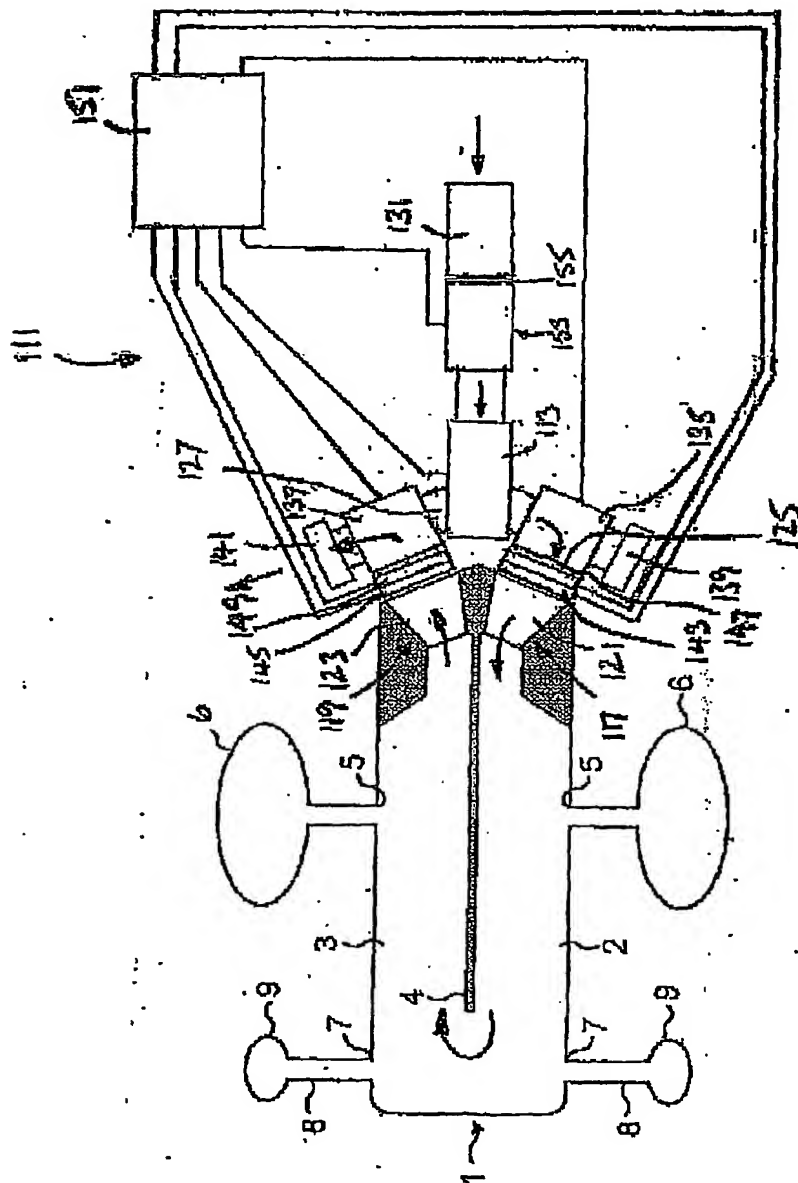
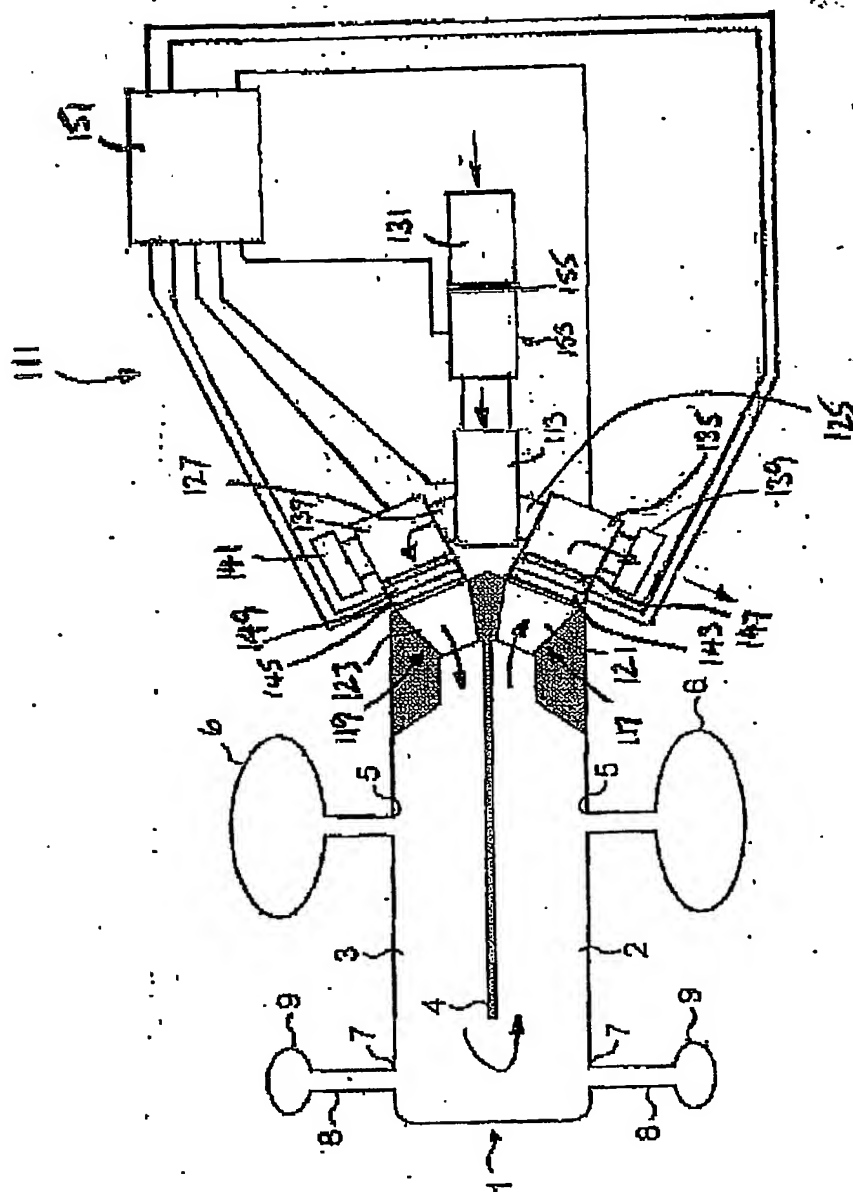


Fig. 5 (b)

13/

13 /

CHANDLER MOTOR



**This Page is Inserted by IFW Indexing and Scanning
Operations and is not part of the Official Record**

BEST AVAILABLE IMAGES

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

- ☐ BLACK BORDERS
- ☐ IMAGE CUT OFF AT TOP, BOTTOM OR SIDES
- ☒ FADED TEXT OR DRAWING
- ☐ BLURRED OR ILLEGIBLE TEXT OR DRAWING
- ☐ SKEWED/SLANTED IMAGES
- ☐ COLOR OR BLACK AND WHITE PHOTOGRAPHS
- ☐ GRAY SCALE DOCUMENTS
- ☐ LINES OR MARKS ON ORIGINAL DOCUMENT
- ☐ REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY
- ☐ OTHER: _____

IMAGES ARE BEST AVAILABLE COPY.

As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.